UNITED STATES DISTRICT COURT

for the

| Southern District of Ohio | | | | | |
|--|---------------------------|------------------------------------|--|--|--|
| The Kroger Co | o.))) | | | | |
| Plaintiff(s) V. The Federal Trade Comn Defendant(s) |) nission, et al.)))) | Civil Action No. 1:24-cv-00438 | | | |
| SUMMONS IN A CIVIL ACTION | | | | | |
| To: (Defendant's name and address) Melissa Holyoak Federal Trade Commission 600 Pennsylvania Avenue, NW Washington, DC 20580 | | | | | |
| A lawsuit has been filed against you. Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Nathaniel Lampley, Jr., Esq. Vorys Sater Seymour and Pease LLP 301 East 4th Street, Suite 3500 Cincinnati, OH 45202 If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court. | | | | | |
| | | CLERK OF COURT | | | |
| Date: | _ | Signature of Clerk or Deputy Clerk | | | |

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Civil Action No. 1:24-cv-00438

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

| | This summons for (name | ne of individual and title, if any) | | | | |
|---------|--|-------------------------------------|--|------|--|--|
| was red | ceived by me on (date) | | | | | |
| | ☐ I personally served | the summons on the individ | lual at (place) | | | |
| | | | on (date) | ; or | | |
| | ☐ I left the summons at the individual's residence or usual place of abode with (name) | | | | | |
| | , a person of suitable age and discretion who resides the | | | | | |
| | on (date) | , and mailed a cop | y to the individual's last known address; or | | | |
| | ☐ I served the summons on (name of individual) , w | | | | | |
| | designated by law to accept service of process on behalf of (name of organization) | | | | | |
| | | | on (date) | ; or | | |
| | ☐ I returned the summons unexecuted because | | | | | |
| | ☐ Other (specify): | | | | | |
| | My fees are \$ | for travel and \$ | for services, for a total of \$ | 0.00 | | |
| | I declare under penalty of perjury that this information is true. | | | | | |
| Date: | | | | | | |
| | | | Server's signature | | | |
| | | | Printed name and title | | | |
| | | | Server's address | | | |

Additional information regarding attempted service, etc: